

MESSAGE NO: 0189207 MESSAGE DATE: 07/07/2000
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-583-827

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/09/2000 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: SCOPE RULING ON STATIC RANDOM ACCESS SEMICONDUCTORS FROM TAIWAN
(A-583-827)

MESSAGE NO: 0189207 DATE: 07 07 2000

CATEGORY: ADA TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: A - 583 - 827 - -

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PERIOD COVERED: 06 09 2000 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: SCOPE RULING ON STATIC RANDOM ACCESS
SEMICONDUCTORS FROM TAIWAN (A-583-827)

1. ON 06/09/2000, IN RESPONSE TO A REQUEST BY PACESETTER, INC. THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT PLATFORM B DIGITAL INTEGRATED CIRCUITS AND SYMMETRY CONTROLLERS ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER/FINDING COVERING STATIC RANDOM ACCESS MEMORY SEMICONDUCTORS FROM TAIWAN

A-583-827.

2. THE COMMERCE DEPARTMENT DETERMINED THAT PACESETTER INC.'S

PLATFORM B DIGITAL INTEGRATED CIRCUIT AND SYMMETRY CONTROLLERS CONTAIN SRAMS WHICH HAVE BEEN PHYSICALLY INTEGRATED WITH OTHER COMPONENTS SO AS TO CONSTITUTE ONE INSEPARABLE AMALGAM. THEREFORE, PACESETTER INC.'S PLATFORM B DIGITAL INTEGRATED CIRCUIT AND SYMMETRY CONTROLLER ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING STATIC RANDOM ACCESS SEMICONDUCTORS FROM TAIWAN.

3. EFFECTIVE 06/09/2000, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF PLATFORM B DIGITAL INTEGRATED CIRCUITS AND SYMMETRY CONTROLLERS LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO THE PLATFORM B DIGITAL INTEGRATED CIRCUIT AND SYMMETRY CONTROLLER LISTED ABOVE.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF STATIC RANDOM ACCESS MEMORY SEMICONDUCTORS SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING STATIC RANDOM ACCESS MEMORY SEMICONDUCTORS FROM TAIWAN.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE

SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT IRINA ITKIN AT 202-482-0656, AD/CVD ENFORCEMENT 2, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party